ESTTA Tracking number:

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Filing date:

11/12/2013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91211904
Party	Plaintiff Gruma Corporation
Correspondence Address	JOHN M CONE HITCHCOCK EVERT LLP PO BOX 131709 DALLAS, TX 75313 UNITED STATES jcone@hitchcockevert.com, docket@hitchcockevert.com, ksimpson@hitchcockevert.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	John M. Cone
Filer's e-mail	jcone@hitchcockevert.com, docket@hitchcockevert.com, ksimpson@hitchcockevert.com
Signature	/s/ John M. Cone
Date	11/12/2013
Attachments	131112 Motion to Extend.pdf(50778 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Applications Serial Nos. 85/735,163 THE MISSION and Design, 85/735,180 THE MISSION CONSCIENTIOUS CUISINE and 85/735,220 THE MISSION CONSCIENTIOUS CUISINE and Design

GRUMA CORPORATION, Opposer,	
v.	§ Opposition No. 91211904
CHINO-LATINO, INC., Applicant.	§ §

TO THE HONORABLE TRADEMARK TRIAL AND APPEAL BOARD:

MOTION TO EXTEND DEADLINES ON CONSENT

Opposer Gruma Corporation, with the consent of the applicant, Chino-Latino, Inc. as evidenced by the signature of its counsel of record below, hereby requests that the deadlines in this proceeding be extended to the following dates.

Time to Answer	Passed
Deadline for Discovery Conference	Passed
Discovery Opens	Passed
Initial Disclosures Due	12/16/2013
Expert Disclosures Due	4/14/2014
Discovery Closes	5/14/2014
Plaintiff's Pretrial Disclosures	6/30/2014
Plaintiff's 30-day Trial Period Ends	8/13/2014
Defendant's Pretrial Disclosures	8/28/2014
Defendant's 30-day Trial Period Ends	10/13/2014
Plaintiff's Rebuttal Disclosures	10/25/2014
Plaintiff's 15-day Rebuttal Period Ends	11/26/2014

The parties are engaged in settlement discussions and the extension is requested to give time for those discussions to proceed.

Dated: November 12, 2013

Respectfully submitted,

/s/ John M. Cone

John M. Cone
Hitchcock Evert LLP
P.O. Box 131709
Dallas, Texas 75313-1709
(214) 880-7002 Telephone
(214) 953-1121 Facsimile
jcone@hitchcockevert.com
ATTORNEY FOR OPPOSER
GRUMA CORPORATION

Applicant consents to the extended deadlines set out in this Motion.

/s/ Frederic G. Ludwig, III
Attorney for Chino-Latino, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of November 2013, a true and correct copy of the foregoing document was served on Applicant by mailing copies via U.S. First Class Mail, postage prepaid to:

Charles B. Witham, Esq. Seltzer Caplan McMahon Vitek 2100 Symphony Towers 750 B Street San Diego, California 92101 Attorney of Record for Applicant

And to:

Frederic G. Ludwig, III, Esq. Jeffrey B. Harris, Esq. Kyle Ludwig & Harris 2445 Fifth Avenue, Suite 200 San Diego, California 92103 Attorney for Applicant

> <u>/s/ John M. Cone</u> John M. Cone